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April 22, 2014

**VIA E-MAIL** (sullivannysdchambers@nysd.uscourts.gov)

Honorable Richard J. Sullivan  
United States District Court, S.D.N.Y.  
500 Pearl Street, Room 615  
New York, New York 10007

Re: *Enzo Biochem, Inc. v. Affymetrix, Inc.*, 04 Civ. 1555 (RJS)  
*Affymetrix, Inc. v. Enzo Biochem, Inc.*, 03 Civ. 8907 (RJS)

Dear Judge Sullivan:

We are counsel for Enzo and write on behalf of all parties in this action. We are pleased to advise that all parties have executed a settlement agreement resolving the claims in the above-captioned actions. The parties will file a stipulation of dismissal within 10 days of today. Accordingly, we respectfully request relief from the Scheduling Order.

Respectfully,

/s/ Ronald D. Lefton  
Ronald D. Lefton

cc: Peter E. Root, Esq.

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